

JOURNAL OF THE HOUSE.

Wednesday, May 12, 2004.

Met according to adjournment, at a quarter before one o'clock P.M., with Mrs. Walrath of Stow in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

At the request of the Chair (Mrs. Walrath), the members, guests and employees joined with her in reciting the pledge of allegiance to the flag. Pledge of
allegiance.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Mr. Miceli of Wilmington) congratulating Edward J. Woods on the occasion of his retirement; Edward J.
Woods .

Resolutions (filed by Mr. Miceli of Wilmington) congratulating Sandra Woods on the occasion of her retirement; Sandra
Woods .

Resolutions (filed by Mr. Turkington of Falmouth) congratulating the Falmouth Woman's Club on the occasion of its one hundredth anniversary; and Falmouth
Woman's
Club.

Resolutions (filed by Ms. Wolf of Cambridge) congratulating Daniel J. Wuenschel on the occasion of his retirement; Daniel J.
Wuenschel .

Mr. DiMasi of Boston, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. Donato of Medford, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Papers from the Senate.

The House Bill relative to motorcycle safety (House, No. 2124) came from the Senate passed to be engrossed, in concurrence, with certain amendments in section 1, in lines 8, 9 and 10, striking out the sentence contained therein and inserting in place thereof the following sentence: "Two dollars from each motorcycle registration fee paid under section 34 of chapter 90 shall be used to fund the cost of the required materials for the motorcycle awareness program module required by this section."; adding at the end of section 2 the following sentence: "Two dollars from each motorcycle registration fee paid under section 34 of chapter 90 shall fund the cost of the required materials for the motorcycle awareness program module required by this section."; and adding at the end thereof the following section:

"SECTION 3. Section 34 of chapter 90 of the General Laws, as so appearing, is hereby amended by striking out the second paragraph and inserting in place thereof the following paragraph:—

Notwithstanding the first paragraph, \$2 from each motorcycle registration fee shall be paid by the registrar or by the person collecting the

Motorcycle
awareness.

registration fee into the General Fund and shall be appropriated solely for the purpose of promoting and advancing motorcycle safety.”.

Under suspension of Rule 35, on motion of Mr. Hill of Ipswich, the amendments (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted, in concurrence.

Uniform
regulatory
standards.

The House Bill providing for uniform regulatory standards for certain insurance companies (House, No. 2823) came from the Senate passed to be engrossed, in concurrence, with an amendment in section 8, in line 10, by striking out the word “The” and inserting in place thereof the words “Notwithstanding any general or special law to the contrary, the”.

Under suspension of Rule 35, on motion of Mr. Connolly of Everett, the amendment (reported by the committee on Bills in the Third Reading to be correctly drawn) was considered forthwith; and it was adopted, in concurrence.

Reports of Committees.

UMass
employees,
collective
bargaining.

By Mr. Scaccia of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition of Martin J. Walsh and other members of the General Court for an appropriation of a certain sum of money to fund a collective bargaining agreement for employees of the University of Massachusetts. Under suspension of the rules, on motion of Ms. Fox of Boston, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

Convention
centers,
bonds.

By Mr. Rogers of Norwood, for the committee on Ways and Means, that the Bill relative to the terms of certain bonds to be issued by the Commonwealth (printed in House, No. 4285) ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kujawski of Webster, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Kocot of Northampton, the bill was read a second time forthwith; and it was ordered to a third reading.

Boxford,
property
tax.

By Mr. Casey of Winchester, for the committee on Taxation, on a recommitted petition, a Bill providing for a certain real property tax exemption in the town of Boxford (House, No. 3908, changed in lines 6, 7 and 8 by striking out the sentence contained therein and inserting in place thereof the following sentence: “The maximum amount of gross receipts allowable from all sources in the preceding year shall not exceed the amount of income determined by the commissioner for the purposes of subsection (k) of section 6 of chapter 62 of the General Laws; provided, however, that in computing the gross receipts of an applicant under this act, ordinary business expenses and losses may be deducted but not personal or family

expenses.”) [Local Approval Received]. Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kujawski of Webster, for said committee, reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of Mr. Kaufman of Lexington, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mrs. Owens-Hicks of Boston, for the committee on Local Affairs and Regional Government, on a petition, a Bill to strengthen neighborhood business districts (House, No. 189).

Business
districts.

By the same member, for the same committee, on a petition, a Bill relative to the appointment of certain town officials (House, No. 584).

Town
officials.

By the same member, for the same committee, on a petition, a Bill affecting county commissioners (House, No. 1324).

County
commissioners.

By the same member, for the same committee, on a petition, a Bill relative to the privacy of municipal employees (House, No. 1325).

Municipal
employees.

By the same member, for the same committee, on a petition, a Bill relative to the open meeting law (House, No. 1531).

Open meeting
law.

By the same member, for the same committee, on a petition, a Bill relative to the Franklin County Regional Housing and Redevelopment Authority (House, No. 4040).

Franklin
County,
housing.

By the same member, for the same committee, on a petition, a Bill relative to the residency requirement of the town manager of the town of Concord (House, No. 4475) [Local Approval Received].

Concord,
town
manager.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Lancaster to lease certain land (House, No. 4628) [Local Approval Received].

Lancaster,
land
lease.

By Mr. Greene of Billerica, for the committee on Natural Resources and Agriculture, on a petition, a Bill relative to the composition of the Massachusetts Water Resources Authority board of directors (House, No. 2844).

M W R A
board,
composition.

By Mr. Toomey of Cambridge, for the committee on Public Safety, on a petition, a Bill reducing unnecessary motor vehicle noise and vibration (House, No. 2508) [Representative Coppola of Foxborough dissenting].

Motor
vehicle
noise.

By the same member, for the same committee, on a petition, a Bill relative to the use of out-of-state motor vehicle licenses as valid identification (House, No. 3013).

Out-of-state
licenses.

By the same member, for the same committee, on a petition, a Bill requiring carbon monoxide detectors in residential buildings (House, No. 3209).

Carbon
monoxide.

By the same member, for the same committee, on a recommitted petition, a Bill regulating the sale and use of paintball game equipment (House, No. 3214).

Paintball
games.

By the same member, for the same committee, on a petition, a Bill regarding the authorization for possession by law enforcement agencies and sales to law enforcement agencies of electronic weapons (House, No. 3400) [Senator Barrios dissenting].

Law
enforcement.

By the same member, for the same committee, on a petition, a Bill relative to the legal dates for operating a motor vehicle with metal studded tires (House, No. 4397).

Studded
tires.

Kayaks.

By the same member, for the same committee, on a petition, a Bill relative to kayaks (House, No. 4456, changed by striking out the last sentence).

Mashpee
police.

By Mr. Koczera of New Bedford, for the committee on Public Service, on a recommitted petition, a Bill relative to the appointment of retired police officers within the town of Mashpee police department (House, No. 4441) [Local Approval Received].

Commissions,
appointments.

By the same member, for the same committee, on a petition, a Bill to ensure quality appointments (House, No. 4633).

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Orders of the Day.

Third
reading
bill.

The House Bill granting authority over notary publics to the Secretary of State (House, No. 4595, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

*Joint Session of the Two Houses to Consider Specific
Legislative Amendments to the Constitution*

At one o'clock P.M., the two Houses met in

JOINT SESSION

and were called to order by the Honorable Robert E. Travaglini, President of the Senate.

Recess.

Without action on the matters duly and constitutionally assigned for consideration, on motion of Mr. Lees, at one minute past one o'clock P.M., the joint session was recessed until one o'clock P.M., on Wednesday, June 9, 2004; and the Senate withdrew from the House Chamber under the escort of the Sergeant-at-Arms.

Called to
order.

At four minutes after one o'clock P.M., the House was called to order with Mrs. Walrath of Stow in the Chair.

Order.

Next
sitting.

On motion of Mr. Finneran of Boston,—

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at half past one o'clock P.M.

At five minutes after one o'clock P.M., on motion of Mrs. Paulsen of Belmont (Mrs. Walrath being in the Chair), the House adjourned, to meet tomorrow at half past one o'clock P.M., in an Informal Session.